

01-24-02
A

LAW OFFICES

BARRY R. LIPSITZ

BRADFORD GREEN, BUILDING 8
755 MAIN STREET
MONROE, CONNECTICUT 06468

PATENTS, TRADEMARKS, COPYRIGHTS

BARRY R. LIPSITZ
DOUGLAS M. McALLISTER

TELEPHONE: (203)459-0200
FACSIMILE: (203)459-0201

JCE79 U.S. PRO
10/05/95



01/22/02

BOX PATENT APPLICATION

Commissioner for Patents
Washington, D.C. 20231

**REQUEST FOR FILING A CONTINUATION OR DIVISION
OF AN INTERNATIONAL APPLICATION**

Sir:

This is a request for filing a **continuation** application under 37 C.F.R. 1.53(b), of pending prior international application number PCT/EP00/06125 filed on June 30, 2000 which designated the United States.

Inventor(s):

Bernhard Kupferschmid whose address is **Neuhauserstrasse 25, D-78576 Emmingen-Liptingen, Germany** and whose citizenship is: **Germany**

Pedro Morales whose address is **Ringstrasse 48, D-78532 Tuttlingen, Germany** and whose citizenship is: **Germany**

Dieter Weisshaupt whose address is **Bachzimmerer Oesch 10, D-78194 Immendingen, Germany** and whose citizenship is: **Germany**

Title: **SURGICAL, TUBULAR-SHAFTED INSTRUMENT**

APPLICATION ELEMENTS:

- (1) Patent Application Specification, including Abstract and claims - 21 pages
(2) Four (4) sheet(s) of **formal drawings**, together with transmittal letter
(3) A check in the amount of \$ _____ to cover the [] filing fee(\$.00)
and/or [] Assignment Recordal Fee (\$ _____) is enclosed.

- [] Before calculating the fee, cancel claim(s)
[] Before calculating the fee, see copy of Preliminary Amendment filed.

BOX PATENT APPLICATION

Commissioner for Patents

HOE-673

January 22, 2002

Page 2

Basic Fee							\$ 740.00
Multiple Dependent Claims (\$260.)							
Foreign Language Surcharge (\$130.)							
	For	No. Filed	-	No. Extra		Rate	
EXTRA	Total Claims	34	20	14	x	\$18.	= \$.00
CLAIMS	Independent Claims	2	3	0	x	\$84	= \$.00
TOTAL FILING FEE							= \$.00

- (4) [] Declaration and Power of Attorney form -- pages
 a. [] Newly executed
 b. [] Copy from a prior application
 c. [] Deletion of inventor(s) – signed statement attached deleting inventor(s) named in the prior application.
- (5) [] Small Entity Status

ACCOMPANYING APPLICATION PARTS:

- (6) [] Assignment document
 a. [] Newly executed (with \$40.00 recordal fee) and separate transmittal Form PTO-1595
 b. [] Copy from a prior application
 c. [] Please include assignee information when this application is published
Assignee:
- (7) [] Preliminary Amendment
- (8) [] Certified Copy of Priority Document, together with separate transmittal letter
- (9) [] Information Disclosure Statement, together with PTO Form 1449 and copies of cited references
- (10) [X] Return receipt postage prepaid postcard
- (11) [X] Express Mail Certificate (Mailing Label No. **EV 046687118 US**)
- (12) [X] Patent Application Data Entry Form

BOX PATENT APPLICATION

Commissioner for Patents

HOE-673

January 22, 2002

Page 3

(13) [] Other:

(14) [X] Please amend the specification by inserting before the first line the sentence:

**"This application is a continuation of international application number
PCT/EP00/06125 filed on June 30, 2000."**

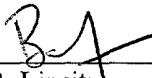
(15) [X] This application claims the benefit of German Patent Application No. 199 35 042.6 filed July 26, 1999.

(16) [X] Correspondence address:

**Barry R. Lipsitz
Law Offices of Barry R. Lipsitz
755 Main Street, Building 8
Monroe, CT 06468
Telephone: (203) 459-0200**

(17) [X] Pursuant to the provisions of 37 C.F.R. Sections 1.10 and 1.53, Applicants respectfully request that this application be assigned a serial number and a filing date of January 22, 2002, the date upon which the application was mailed to the Patent and Trademark Office by Express Mail (No. EV 046687118 US).

Respectfully submitted,



Barry R. Lipsitz
Attorney for Applicant(s)
Registration No. 28,637
755 Main Street, Bldg. 8
Monroe, CT 06468
(203) 459-0200

ATTORNEY DOCKET NO.: HOE-673

Date: January 22, 2002

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
Kupferschmid et al.)
Filed: Herewith)
For: **SURGICAL, TUBULAR-SHAFTED INSTRUMENT**)

EXPRESS MAIL CERTIFICATE

BOX PATENT APPLICATION

Commissioner for Patents

Washington, D.C. 20231

"Express Mail" mailing label number EV 046687118 US

Date of Deposit: January 22, 2002

I hereby certify that the attached:

- Return receipt postage prepaid postcard;
- Transmittal Letter (Request for Filing a Continuation or Division of an International Application) - 3 pages;
- Patent Application Data Entry form;
- Patent Application Specification including Abstract and Claims (21 pages);
- Four (4) sheets of formal drawings, together with transmittal letter.

are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 and 1.53 on the date indicated above and is addressed to: **BOX PATENT APPLICATION, Commissioner for Patents, Washington, D.C. 20231**

Carol Prentice

(Typed or printed name of person mailing paper or fee)

Carol Prentice

(Signature of person mailing paper or fee)

Respectfully submitted,



Barry R. Lipsitz
Attorney for Applicant(s)
Registration No. 28,637
755 Main Street, Bldg. 8
Monroe, CT 06468
(203) 459-0200

Date: **January 22, 2002**

ATTORNEY DOCKET NO.: **HOE-673**

P A T E N T

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
Kupferschmid et al.)
Application No.:)
Filed: Herewith)

DRAWING REVIEW BRANCH

Commissioner for Patents
Washington, D.C. 20231

CERTIFICATE OF MAILING

TRANSMITTAL OF FORMAL DRAWINGS

Dear Sir:

Enclosed are four (4) sheets of formal drawings for filing in
the above-referenced patent application.

Please advise the undersigned attorney if correction is necessary.

Respectfully submitted,



Barry R. Lipsitz
Attorney for Applicant(s)
Registration No. 28,637
755 Main Street, Building 8
Monroe, CT 06468
(203) 459-0200

Date: January 22, 2002
ATTORNEY DOCKET NO.: HOE-673